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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 RINO TENORIO,

10 Plaintiff,

11 vs.

12 STATE OF NEVADA, DEPARTMENT OF
13 TAXATION; DOES 1 through 5; and ROE
BUSINESS ENTITIES 1 through 5,

14 Defendant.

Case No. 2:20-cv-00517- ART-VCF

**ORDER APPROVING
STIPULATION REGARDING
PLAINTIFF'S OBJECTION TO
MAGISTRATE JUDGE'S
RECOMMENDATION DENYING
PLAINTIFF'S MOTION TO DISQUALIFY
[ECF no. 71]**

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16 Plaintiff, Rino Tenorio, and Defendant, State of Nevada, Department of Taxation, stipulate
17 as follows:

18 Plaintiff filed PLAINTIFF'S OBJECTION TO MAGISTRATE JUDGE'S
19 RECOMMENDATION DENYING PLAINTIFF'S MOTION TO DISQUALIFY [ECF no. 71]
20 that requested two remedies: (1) that the Court disqualify Akke Levin, Senior Deputy Attorney
21 General, from participation in this case based on allegations that Ms. Levin engaged in *ex parte*
22 communications with the Plaintiff concerning the subject matter of this litigation and (2) that the
23 Court exclude from use at trial that part of Plaintiff's deposition testimony which he alleges was
24 prejudiced by the alleged *ex parte* communication.

25 Subsequent to the close of briefing on the two remedies requested by Plaintiff in Plaintiff's
26 Objection, Akke Levin became employed by Greenberg Traurig, LLP and is no longer representing
27 the Defendant in this case, rendering moot the requested remedy for her disqualification.
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1 The parties agree that the Plaintiff's second requested remedy in his Objection, that the
2 Court exclude from use at trial that part of Plaintiff's deposition testimony which he alleges was
3 prejudiced by the alleged *ex parte* communication, shall remain to be ruled upon by the Court.

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5 Dated this 19th day of August, 2022.

Dated this 19th day of August, 2022.

6 **WOLF, RIFKIN, SHAPIRO**
7 **SCHULMAN & RABKIN, LLP**

OFFICE OF THE ATTORNEY GENERAL

8 By: /s/ Douglas M. Cohen, Esq.
9 Douglas M. Cohen, Esq. (SBN 1214)

By: /s/ Steve Shevorski, Esq.
AARON D. FORD

10 *Attorneys for Plaintiff*
11 *Rino Tenorio*


Attorney General
Steve Shevorski, Esq. (SBN 8256)
Chief Litigation Counsel
Senior Deputy Attorney General
Sabrena K. Clinton, Esq. (SBN 6499)
Deputy Attorney General

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13 *Attorneys for Defendant*
14 *State of Nevada, Department of Taxation*

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20 **ORDER**

21 **IT IS SO ORDERED.**

22 DATED this 25th day of August, 2022.

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25 ANNE R. TRAUM
26 UNITED STATES DISTRICT JUDGE
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